

Appl. No. : 09/435,562  
Filed : November 8, 1999

### REMARKS

With this amendment, Claims 38-45, 51-98 and 101-109 are pending in the present application. Claims 110-128 have been canceled without prejudice.

#### Interference

With respect to Claims 110-128, which have been copied from U.S. Patent No. 6,551,303, the Examiner has required that Applicant specifically apply each limitation or element of each of the copied claims to the disclosure of the application. The Examiner set a one month period to reply to this requirement, which is not extendible.

The Examiner has also rejected Claims 112, 117, 119, 120 and 128 under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement.

Without acknowledging the appropriateness of the Examiner's section 112 rejection, Applicant has canceled Claims 110-128 without prejudice. Applicant reserves the right to pursue these claims at a later date, and in particular, to again copy claims of U.S. Patent No. 6,551,303 for the purpose of provoking an interference. Applicant also reserves the right to apply each limitation or element of the copied claims to the disclosure of the application, to the extent that the claims are supported when construed in the context of Applicant's specification.

#### Claims 38-45, 51-98 and 101-109

Applicant appreciates the Examiner's indication of allowance of Claims 51-58, 61-77 and 80-98. With respect to the remaining rejected claims, Applicant intends to file a response to the Examiner's rejections prior to the expiration of the statutory period for reply on March 5, 2004.

#### Information Disclosure Statement

The Examiner indicated in the Office Action that a copy of the Information Disclosure Statement filed on July 2, 2003 is missing from the file. Applicant submits herewith a copy of the IDS, with copies of any foreign references.

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**CONCLUSION**

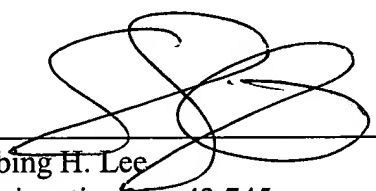
Applicant has endeavored to address all of the outstanding issues due by the one month period set by the Examiner in the Office Action of September 5, 2003. Should any issues remain or require clarification, the Examiner is invited to contact the attorney of record at the number provided below.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 12-6-03

By: \_\_\_\_\_

  
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